



## **CITY OF NEWPORT BEACH HARBOR COMMISSION AGENDA**

**Council Chambers – 3300 Newport Blvd.  
Wednesday, October 10, 2012 – 6:00 PM**

***Harbor Commission Members:***

**Doug West, Chair  
Karen Rhyne  
Ralph Rodheim**

**Brad Avery  
Paul Blank**

**Duncan McIntosh  
David Girling**

***Staff Members:***

**Chris Miller, Harbor Resources Manager  
Shannon Levin, Harbor Resources Supervisor**

***Council Liaison:***

**Mayor Nancy Gardner**

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- 1) CALL MEETING TO ORDER**
- 2) ROLL CALL**
- 3) PLEDGE OF ALLEGIANCE**
- 4) PUBLIC COMMENTS**

*Public comments are invited on agenda and non-agenda items generally considered to be within the subject matter jurisdiction of the Commission. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Commission has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.*

- 5) APPROVAL OF MINUTES from September 12, 2012**
- 6) CURRENT BUSINESS**

**1. *Stand Up Paddle Boarding in Newport Harbor***

The Harbor Commission will discuss stand up paddle boarding in Newport Harbor and decide whether the issue should be added to the Commission's 2012-13 Objectives for further review and evaluation.

**Recommendation:**

1. Discuss the recent concerns over stand up paddle boarding in Newport Harbor, and

This Commission is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Commission's agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Commission and items not on the agenda but are within the subject matter jurisdiction of the Commission. The Commission may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act ("ADA") in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. If requested, this agenda will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Please contact the City Clerk's Office at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3005 or [cityclerk@newportbeachca.gov](mailto:cityclerk@newportbeachca.gov).

2. Consider adding stand up paddle boarding to the Harbor Commission's 2012-13 Objectives as a future item to evaluate.

7) **SUBCOMMITTEE REPORTS**

8) **QUESTIONS AND ANSWERS WITH COUNCIL LIAISON ON HARBOR RELATED ISSUES**

9) **HARBOR RESOURCES UPDATE** – Receive and File

10) **PUBLIC COMMENTS ON SUBCOMMITTEE REPORTS OR HARBOR RESOURCES UPDATE**

11) **COMMISSION ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)**

12) **DATE AND TIME FOR NEXT MEETING:**

Wednesday, November 14, 2012

13) **ADJOURNMENT**

**NEWPORT BEACH HARBOR COMMISSION REGULAR MEETING MINUTES**  
**City Council Chambers**  
**Wednesday, September 12, 2012**  
**5:30 p.m. – 6:30 p.m.**

**1) CALL MEETING TO ORDER**

The meeting was called to order at 5:30 p.m.

**2) ROLL CALL**

Commissioners: Brad Avery  
Paul Blank  
David Girling  
Duncan McIntosh  
Karen Rhyne

Absent: Ralph Rodheim  
Doug West

Staff Members: Chris Miller, Harbor Resources Manager  
Shannon Levin, Harbor Resources Supervisor

Council Liaison: Mayor Nancy Gardner

**3) PLEDGE OF ALLEGIANCE – Commissioner Rhyne**

**4) PUBLIC COMMENTS**

Interested parties were invited to address the Commission on agenda and non-agenda items.

Len Bose, Huntington Beach, reported that he has been invited to the Coastal Bay Water Quality Committee to speak in regards to marine recycling centers, September 13, 2012 at 3:00 p.m. in the Fire Conference Room, and he invited members of the Commission to attend.

There being no others wishing to address the Commission, the public comments portion of the meeting was closed.

**5) APPROVAL OF MINUTES from August 8, 2012 (Study Session and Regular Meeting)**

Brief discussion followed regarding a correction to page 5 of the regular meeting minutes to include the related resolution in the motion regarding adoption of objective number 1.

**Motion:** Commissioner Rhyne made a motion to approve the minutes of the Harbor Commission regular meeting of August 8, 2012, as amended. Commissioner Blank seconded the motion, which carried with 5 ayes, 2 absent (Rodheim and West). Approved.

**Motion:** Commissioner Avery made a motion to approve the minutes of the Harbor Commission study session meeting of August 8, 2012, as submitted. Commissioner Rhyne seconded the motion, which carried with 5 ayes, 2 absent (Rodheim and West). Approved.

**6) CURRENT BUSINESS**

A. ***Final Approval of Harbor Commission Objectives for Fiscal Year 2012-13***

The Harbor Commission will approve the Commission's Objectives for 2012-13 based on the input received at the August meeting.

**Recommendation:**

1. Approve the Harbor Commission objectives for fiscal year 2012-13; and
2. Approve the assignment of Commissioners to each of the Objectives; and
3. Approve the assignment of Commissioners to a respective Council Member for Harbor Commission/City Council coordination throughout the 2012-13 year.

Commissioner McIntosh noted that the sub-committee met twice to review the objectives and input obtained from the previous study session. The intent is to present the objectives to Council within a larger context of the State of the Harbor.

Interested parties were invited to address the Commission on this item. There was no response and public comments for this item were closed.

**Motion:** Commissioner Rhyne made a motion to approve the Harbor Commission objectives for fiscal year 2012-2013. Commissioner Girling seconded the motion, which carried with 5 ayes, 2 absent (Rodheim and West). Approved.

Assignment of Commissioners to each of the Objectives was presented and reviewed.

Interested parties were invited to address the Commission on this item. There was no response and public comments for this item were closed.

**Motion:** Commissioner Girling made a motion to approve the assignment of Commissioners to each of the Objectives. Commissioner Blank seconded the motion, which carried with 5 ayes, 2 absent (Rodheim and West). Approved.

It was noted that the sub-committee assigned the various Commissioners to a respective Council Member for coordination between the Harbor Commission and City Council throughout the 2012-13 year. The list was presented and reviewed.

Interested parties were invited to address the Commission on this item. There was no response and public comments for this item were closed.

**Motion:** Commissioner Rhyne made a motion to approve the assignment of Commissioners to a respective Council Member for Harbor Commission/City Council coordination throughout the 2012-13 year. Commissioner Girling seconded the motion, which carried with 5 ayes, 2 absent (Rodheim and West). Approved.

**7) SUBCOMMITTEE REPORTS - None**

**8) QUESTIONS AND ANSWERS WITH COUNCIL LIAISON ON HARBOR RELATED ISSUES**

Mayor Gardner reported on a recent Tidelands Management Committee where the recommendations of the Harbor Commission were reviewed regarding the objectives. These were accepted and the efforts of the Harbor Commission were acknowledged.

She reported that Council Member Daigle wants the Harbor Commission to review the idea of creating lanes marked by buoys, for stand-up paddlers. She noted the possibility of an opportunity for those who rent and/or sell boards to communicate the issue to visitors. She added that fees for commercial marinas will be discussed this evening by Council.

**9) HARBOR RESOURCES UPDATE – Receive and File**

Harbor Resources Manager Chris Miller presented an update on the Harbor dredging project including areas completed and in process. He reported that Phase 2 will be starting soon and addressed the challenges and complications of the project. Mr. Miller reported approval of amendment number 3 with the Port of Long Beach, allowing the City to extend the deadline to deliver 1,200 cubic yards, to October 12, 2012. He pointed out the details for overcoming the challenges which are currently being worked out.

Mr. Miller reported on areas to be completed in the next phase including the Newport Harbor Yacht Club.

Discussion followed regarding the 1,200 cubic yards for delivery by October 12, 2012, the total cubic yards delivered to the Port of Long Beach and the related savings obtained.

Mr. Miller reported that the project will bring the Harbor down to safe navigation depths and will get rid of all of the shoaling. He also addressed areas that did not need dredging. He noted that most of the Harbor will be at a MLLW of -10 feet.

Interested parties were invited to address the Commission. There was no response and public comments for this item were closed.

**10) PUBLIC COMMENTS ON SUBCOMMITTEE REPORTS OR HARBOR RESOURCES UPDATE - None**

**11) COMMISSION ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)**

Commissioner McIntosh reported that the launch ramp in Newport Harbor was closed on Labor Day weekend for a concert. Staff was directed to address standards that must be provided to the boating community by the Dunes and a request was made to include the issue in a future agenda. Staff will follow-up with the Community Development Department.

Discussion followed regarding the possibility of including the boating permit process to address boats that are tied together and playing loud music in the anchorage area. Staff is following up on the issue with the Harbor Patrol.

**12) DATE AND TIME FOR NEXT MEETING:**

Wednesday, October 10, 2012

**13) ADJOURNMENT**

There being no further business to come before the Harbor Commission, the meeting was adjourned at 6:05 p.m.



== CITY OF ==

# NEWPORT BEACH

## Harbor Commission Staff Report

Agenda Item No. 1  
October 10, 2012

**TO:** HARBOR COMMISSION

**FROM:** Public Works Department  
Chris Miller, Harbor Resources Manager  
949-644-3043, cmiller@newportbeachca.gov

**TITLE:** Stand Up Paddle Boarding in Newport Harbor

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**ABSTRACT:**

The Harbor Commission will discuss stand up paddle boarding in Newport Harbor and decide whether the issue should be added to the Commission's 2012-13 Objectives for further review and evaluation.

**RECOMMENDATION:**

1. Discuss the recent concerns over stand up paddle boarding in Newport Harbor, and
2. Consider adding stand up paddle boarding to the Harbor Commission's 2012-13 Objectives as a future item to evaluate.

**FUNDING REQUIREMENTS:**

There is no fiscal impact related to this item.

**DISCUSSION:**

On September 11, 2012, the City Council observed that stand up paddle boarding has become quite popular in Newport Harbor, with many experienced and non-experienced paddlers using the main and side channels of the bay on a daily basis. There was a concern for safety as the stand up paddle boarders navigate alongside the many other user groups in the harbor.

On September 25, staff asked the Council for direction on whether staff and the Harbor Commission should evaluate the issue further. Council decided to leave it up to the Harbor Commission's discretion as to pursue the issue, or not.

The Harbor Commission, therefore, may discuss stand up paddle boarding at this evening's meeting, and decide whether to add the topic to the Commission's 2012-13 Objectives for further review.

**ENVIRONMENTAL REVIEW:**

Staff recommends the Harbor Commission find this action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result

in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**NOTICING:**

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Harbor Commission considers the item).

Submitted by:

  
Chris Miller